

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

LAKEITH AMIR-SHARIF,)	
)	
v.)	3:07-CV-0175-G
)	
COMMISSIONERS OF DALLAS)	
COUNTY, et al.)	

RECOMMENDATION RE: NON-PRISONER'S IFP STATUS ON APPEAL

(For *pro se* non-PLRA appeals)

Before the Court is Plaintiff's Amended Notice of Appeal filed on June 4, 2007, along with a Request to Proceed *In Forma Pauperis* on Appeal. The Magistrate Judge, having considered the issue, recommends as follows:

- () the party appealing should be GRANTED leave to proceed *in forma pauperis*.
- () the party appealing is proceeding *in forma pauperis*.
- (X) the party appealing should be DENIED leave to proceed *in forma pauperis* for the following reason(s):
 - (X) the court recommends that the District Court certify, pursuant to Fed. R. App. P. 24(a) and 28 U.S.C. § 1915(a)(3), that the appeal is not taken in good faith;
 - () the person appealing is not a pauper;
 - () the person appealing has not complied with the requirements of Rule 24 of the Federal Rules of Appellate Procedure and/or 28 U.S.C. § 1915(a)(1) as ordered by the Court. (See Notice of Deficiency and Order filed on _____).
- () the party appealing paid the \$455 appellate fee on _____.

Although this appeal should be certified as not taken in good faith under 28 U.S.C. § 1915(a)(3) and FED. R. APP. P. 24(a)(3), the plaintiff may challenge this finding by filing a separate motion to proceed *in forma pauperis* on appeal with the Clerk of Court, U.S. Court of Appeals for the Fifth Circuit, within 30 days of this Order.

DATE: June 11, 2007



UNITED STATES MAGISTRATE JUDGE